

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JEREMY BAILEY,
Plaintiff

v.

LIEUTENANT YODER, et al.,
Defendants

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No. 1:20-cv-1836

(Judge Kane)

ORDER

AND NOW, on this 4th day of August 2022, in accordance with the Memorandum issued concurrently with this Order, **IT IS ORDERED THAT:**

1. Plaintiff's motion for summary judgment (Doc. No. 51) is **DENIED**;
2. Defendants' motion for summary judgment (Doc. No. 71) is **GRANTED IN PART AND DENIED IN PART**, as follows:
3. The motion is **GRANTED** with respect to Plaintiff's due process and official capacity claims and with respect to any equal protection claims raised by Plaintiff's complaint, and the motion is **DENIED** with respect to Plaintiff's Eighth Amendment deliberate indifference claim; and
4. On or before **September 4, 2022**, the parties shall file a joint status report informing the Court whether they are amenable to having this case referred to the Court's Prisoner Litigation Settlement Program.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania